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1/28/03

**FULBRIGHT & JAWORSKI L.L.P.**

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
600 CONGRESS AVENUE, SUITE 2400  
AUSTIN, TEXAS 78701-3271  
WWW.FULBRIGHT.COM

**FACSIMILE TRANSMISSION**

DATE: January 8, 2003

MATTER NUMBER: 10021106

RECIPIENT:	FAX NO.:	PHONE NO.:
Examiner Wehbe, GAU 1632	(703) 746-7024	(703) 306-9156

FROM: Gina N. Shishima USER ID: GS01985 FLOOR: 20

PHONE: (512) 536-3081 FAX: (512) 536-4598

RE:

NUMBER OF PAGES WITH COVER PAGE: 5

**Message:**

RE: SN 09/484,964

Enclosed is the Notice of Appeal we filed on September 5, 2002, as well as our transmittal letter and return postcard. Please let me know if you need anything else.

Gina Shishima

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**IF YOU DO NOT RECEIVE ALL OF THE PAGES, PLEASE CALL  
LORI BARNETT AT (512) 536-3073 AS SOON AS POSSIBLE.**

*SJ*  
Please indicate receipt of the below-identified paper:

<input type="checkbox"/> New Application For:	Priority Date:		
<input type="checkbox"/> Foreign priority already claimed			
<input type="checkbox"/> Continuation	<input checked="" type="checkbox"/> CIP	<input type="checkbox"/> Divisional	CPA <input type="checkbox"/>
<input type="checkbox"/> Specification:	Pages:	<input type="checkbox"/> Drawings:	Sheets
<input type="checkbox"/> Response to Office Action Dated:			
<input type="checkbox"/> Other: Notice of Appeal; \$160 check; Transmittal Letter			
<input type="checkbox"/> Assignment Enclosed	<input checked="" type="checkbox"/> Cert. of Timely Mailing	<input type="checkbox"/> Exp. Mail:	AP 11 2002 C 1
<u>IDENTIFICATION OF APPLICATION</u>			
PATENT & TRADEMARK OFFICE			
Serial No.:	09/484,964		
Title:	COMPOSITION AND USES FOR A NOVEL CELL-DEATH-PROTECTING PROTEIN		
Applicant:	Yeh	Attorney:	GNS
Client:	UT Health Science Center at Houston	F&J File No.:	UTSH:248
Mailed:	9/5/02	Filed:	Due Date: 9/5/02

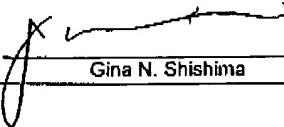
## FULBRIGHT &amp; JAWORSKI L.L.P.

A REGISTERED LIMITED LIABILITY PARTNERSHIP  
 600 CONGRESS AVENUE, SUITE 2400  
 AUSTIN, TEXAS 78701-3271  
 WWW.FULBRIGHT.COM

GSHISHIMA@FULBRIGHT.COM  
 DIRECT DIAL: (512) 536-3081

TELEPHONE: (512) 474-5201  
 FACSIMILE: (512) 536-4598

September 5, 2002

CERTIFICATE OF MAILING 37 C.F.R 1.8	
<p>I hereby certify that this correspondence is being deposited with the U.S. Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, Washington, DC 20231, on the date below:</p>	
<u>September 5, 2002</u> <small>Date</small>	 <small>Gina N. Shishima</small>

**BOX AF**

Commissioner for Patents  
 Washington, D.C. 20231

*Re: SN 09/484,964 entitled "COMPOSITION AND USES FOR A NOVEL CELL-DEATH-PROTECTING PROTEIN" by Yeh*  
*Our ref: UTSW:248/10021106 Client ref: UTH:248*

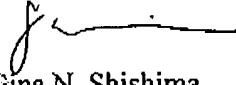
Commissioner:

Enclosed for filing in the above-referenced patent application are the following:

- (1) Notice of Appeal From the Primary Examiner to the Board of Patent Appeals and Interferences;
- (2) Check in the amount of \$160 for the filing fee for the Notice of Appeal; and
- (3) A return postcard to acknowledge receipt of these materials. Please date stamp and mail this postcard.

If the check is inadvertently omitted, or the amount is insufficient, or should any additional fees under 37 C.F.R. §§ 1.16 to 1.21 be required for any reason, or should an overpayment be included herein, the Commissioner is authorized to deduct or credit said fees from or to Fulbright & Jaworski L.L.P. Account No.: 50-1212/UTSW:248.

Very truly yours,

  
 Gina N. Shishima  
 Reg. No. 45,104

GNS/Ib  
 Enclosures

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